

MINUTES
BOARD OF EXAMINERS
OF PRIVATE INVESTIGATORS
AND PRIVATE SECURITY AGENCIES
HEARINGS/MEETING
MONDAY
APRIL 24, 2017
9:30 A.M.
TATNALL BUILDING
150 MARTIN L. KING, JR. BOULEVARD SOUTH
ROOM 112
DOVER, DE

I. Call to Order

Lt. Col. Hudson called the meeting to order at 0934 hours and subsequently turned the meeting over to Ms. Anderson. The meeting is recorded and the Professional Licensing Section will maintain the records.

Introductions were not necessary at this meeting.

The following members of the Board of Examiners were in attendance:

Lieutenant Colonel Monroe B. Hudson, Jr.
Director Robert J. Irwin
Mrs. Sandra C. Taylor
Mr. Mark W. Rainford @ 0940
Ms. Kelly R. Jansen @ 1018
Mr. Harvey A. Woods, III

The following members of the Board of Examiners were absent:

William G. Bush, IV, Esquire
Mr. Wayne A. Keller

The following staff members were in attendance:

Rae Mims, Esquire – Deputy Attorney General
Lieutenant Kerry B. Reinbold – Professional Licensing
Ms. Peggy L. Anderson – Professional Licensing
Mrs. Megan C. Bingham – Professional Licensing
Ms. Courtney F. Rutkowski – Professional Licensing

The following staff members were absent:

Captain S. Benjamin Parsons – State Bureau of Identification
Sergeant Matthew M. Zolper – Professional Licensing
Mr. Michael Terranova – DTCC Representative

The following individuals were also in attendance:

No public in attendance

Lt. Colonel Hudson requested that the meeting move forward with all the informational purposes only sections until more of the Board arrives for quorum for voting purposes.

III. Appeal Hearings & Other Actions

A. Request Hearings

1. Christopher J. Norquist

Ms. Anderson explained that Mr. Norquist had sent an email to her at 0237, today's date, stating that his car had broken down and would not be able to make it to his 0900 hearing.

DAG Mims stated that there could be a continuation for the hearing.

C. Updates from Previous Board Actions

Ms. Anderson presented updates on the following individuals.

1. Jordanuvel E. R. Howard

- 04/26/16 – Called and reported arrest
 - 04/16/16 – Carrying a Concealed Deadly Weapon
 - 09/12/16 – Case Review
 - 09/27/16 – Trial
- 09/26/16 – Guilty of a lesser charge – Administratively Reinstated
- Cannot carry/use a firearm
- 02/14/17 – Probation completed – may apply for firearms identification card

Ms. Anderson presented C.1 for informational purposes only. No vote necessary.

IV. Licensures

Ms. Anderson presented the following agencies for approval. Mrs. Bingham has assured that all licensures, renewals, approvals and changes in Item IV have met all the statutory requirements for Delaware Code Title 24 Chapter 13 and the Rules & Regulations and have provided same to the Professional Licensing

Section. All renewals with no changes have been administratively approved for renewal licensure and are presented as FYI only.

A. Class A – Private Investigative Agency – *Renewals - FYI*

1. Advantage Surveillance, Inc
2. Beacon Investigative Solutions
3. Bravo Investigations
4. Claims Verification Incorporated
5. Comprehensive Investigations Inc
6. Dellose & DiFonzo Associates LLC
7. Digistream Mid-Atlantic, Inc
8. Donan Engineering Company, Inc.
9. Harris Investigations, LLC
10. Hyden and Associates, Inc
11. Infocus Group, LLC
12. JLC Consulting, LLC
13. LexisNexis Risk Solutions, Inc.
14. RJ Investigative Services
15. The Detectives Private Investigators Inc

Ms. Anderson presented A.1-15 as informational purposes only for renewals with no changes. No vote necessary.

F. Class A – Private Investigative Agency – *Resignations/Non-Renewals – FYI*

1. Ethos Risk Services, LLC
 - a. License Holder – Edward J. Cotilla
2. Unified Investigations & Sciences, Inc
 - a. Delaware Manager – Paul D. Gemmato

Ms. Anderson presented F.1-2 as informational purposes only for resignations/non-renewals. No vote necessary

G. Class A – Private Investigative Agency – *Address/Phone Number Changes – FYI*

1. Iunlimited Incorporated
 - a. Delaware Address
2. NEFCO Fire Investigations
 - a. Delaware Address
3. Unified Investigations & Sciences, Inc
 - a. Delaware Address

Ms. Anderson presented G.1-3 as informational purposes only for the noted changes. No vote necessary

H. Class B – Private Security Agency – *Renewals - FYI*

1. Allied Universal Security Services, LLC
2. APG Security-DE, LLC
3. Contemporary Services Corporation
4. Professional Security Consultants

Ms. Anderson presented H.1.-4 as informational purposes only for renewals with no changes. No vote necessary.

K. Class B – Private Security Agency – *Resignations/Non-Renewals – FYI*

1. E.P. Security Solutions & Consultants
2. Frontline Security Services, LLC
3. BCM Security, Inc.
4. Point 2 Point Global Security, Inc.
5. Tricorp Security
6. U.S. Security Associates, Inc.
 - a. Delaware Manager – Joseph T. Jarvis

Ms. Anderson presented K.1-6 as informational purposes only for resignations/non-renewals. No vote necessary

L. Class B – Private Security Agency – *Address/Phone Number Changes – FYI*

1. OMNISEC International
 - a. Delaware Address

Ms. Anderson presented L.1 as informational purposes only for the noted changes. No vote necessary

M. Class C – Private Investigative & Private Security Agency – *Renewals - FYI*

1. FCI, LLC
2. International Security
3. J.R. Gettier & Associates, Inc
4. Main Line Protection Services USA, Inc.
5. Securitas Security Services USA, Inc.
6. Special Response Corporation

Ms. Anderson presented M.1-6 as informational purposes only for renewals with no changes. No vote necessary.

Mr. Rainford arrived @ 0940, therefore we returned to the beginning of the agenda where voting was necessary.

II. Review and Acceptance of Meeting Minutes

- A. January 13, 2017

Mr. Woods, with a second by Mr. Irwin, made a motion to approve the minutes from 01/13/17 meeting as presented. The motion was carried.

III. Appeal Hearings & Other Actions

B. Notice of Intent to Revoke

1. Mercedes L. Ferguson

Ms. Anderson presented the background on Ms. Ferguson as follows:

- 08/11/16 – Arrested for Knowingly/Recklessly Abuses/Mistreats/Neglects Patient – Moral Turpitude
- 10/24/16 – Case Review – Guilty
- 12/20/16 – Certified/first class notification of intent to revoke sent
- 12/22/16 – Signed for certified letter
- 01/20/17 – Deadline for hearing request – none received

Mr. Irwin, with a second by Mr. Woods, made a motion to revoke Ms. Ferguson's security guard identification card. The motion was carried.

2. Labeeb E. Perkins

Ms. Anderson presented the background on Mr. Perkins as follows:

- 06/07/16 – Arrested for Possession of a Firearm During the Commission of a Felony/Aggravated Menacing/Attempted Assault III
- 03/09/17 – Guilty of Attempted Assault III
- 03/20/17 – Certified/first class notification of intent to revoke sent
- 04/20/17 – Deadline for hearing request – none received

Mr. Irwin, with a second by Mr. Woods, made a motion to revoke Mr. Perkins' security guard identification card. The motion was carried.

IV. Licensures

Ms. Anderson presented the following agencies for approval. Mrs. Bingham has assured that all licensures, renewals, approvals and changes in Item IV have met all the statutory requirements for Delaware Code Title 24 Chapter 13 and the Rules & Regulations and have provided same to the Professional Licensing Section. All renewals with no changes have been administratively approved for renewal licensure and are presented as FYI only.

B. Class A – Private Investigative Agency – *Renewals w/Changes*

1. Ethos Risk Services, LLC

a. License Holder – Jason J. Caroluzzi

Lt. Colonel Hudson, with a second by Mr. Irwin, made a motion to approve B.1 as presented for renewal with the noted change. The motion was carried.

- C. Class A – Private Investigative Agency – *New*
 - 1. Atlantic Bureau of Investigations
 - a. License Holder – Gordon D. Bowers
 - 2. Combined Investigators
 - a. License Holder – William E. Tabor
 - b. Delaware Manager – William E. Tabor
 - 3. Defense Investigators Group
 - a. License Holder – Donald P. Anderson
 - b. Delaware Manager – Peggy A. Meyer-Duchenev
 - 4. HireRight, LLC
 - a. License Holder – Frank J. Monteleone
 - b. Delaware Manager – Frank J. Monteleone
 - 5. Rochelle E. King
 - a. License Holder – Rochelle E. King

Mrs. Taylor, with a second by Mr. Irwin, made a motion to approve C.1-5 as presented for new licensure. The motion was carried.

- D. Class A – Private Investigative Agency – *Changes*
 - 1. Unified Investigations & Sciences, Inc
 - a. Delaware Manager – David A. Uliana

Mr. Woods, with a second by Mr. Irwin, made a motion to approve D.1 as presented for the noted change. The motion was carried.

- E. Class A – Private Investigative Agency – *Name Change*
 - 1. Delta Associated Investigations, Inc.
 - a. Delta Group

Lt. Colonel Hudson, with a second by Mrs. Taylor, made a motion to approve E.1 as presented for the name change. The motion was carried.

- I. Class B – Private Security Agency – *New*
 - 1. Armed Security Inc.
 - a. License Holder – Raymond D. Butler
 - b. Delaware Manager – Raymond D. Butler
 - 2. FEBA Security Services
 - a. License Holder – Enrique J. Young
 - b. Delaware Manager – Enrique J. Young
 - 3. Sunset Mountain Security
 - a. License Holder – Michael D. Randall
 - b. Delaware Manager – Michael D. Randall

4. WhiteHawk Worldwide Corp.
 - a. License Holder – Daniel W. Griffith
 - b. Delaware Manager – Alton C. Rudin

Mr. Irwin, with a second by Mr. Woods, made a motion to approve I.1-4 as presented for new licensure. The motion was carried.

- J. Class B – Private Security Agency – *Changes*
 1. U.S. Security Associates, Inc.
 - a. Delaware Manager – Brian A. Piotrowicz

Mrs. Taylor, with a second by Mr. Irwin, made a motion to approve J.1 as presented for the noted change. The motion was carried.

- N. Class C – Private Investigative & Private Security Agency – *New*
 1. Global Security Corporation
 - a. License Holder – Gregory P. Allen
 - b. Delaware Manager – Gregory P. Allen

Mr. Irwin, with a second by Mr. Woods, made a motion to approve N.1 as presented for new licensure. The motion was carried.

- O. Class C – Private Investigative & Private Security Agency – *Name Change*
 1. T and B Investigations and D.M.P Security Agency, LLC
 - a. T & B Investigations & Security Agency, LLC

Mr. Rainford, with a second by Mrs. Taylor, made a motion to approve O.1 as presented for name change. The motion was carried.

- V. Rule 10.0 – Uniforms, Patches, Badges, Seals, Vehicular Markings
 - A. Armed Security Inc.
 1. Letterhead
 2. Business Card
 3. Badge
 4. Patch
 5. Brochure
 - B. Atlantic Bureau of Investigations
 1. Business Card
 - C. FEBA Security Services
 1. Letterhead
 2. Business Card
 3. Uniform

4. Patch
 5. Badge
 6. Website
- D. Global Security Corporation
1. Website
 2. Badge
 3. Uniform
 4. Business Card
 5. Brochure
 6. Letterhead
- E. Rochelle E. King
1. Business Card
- F. Sunset Mountain Security
1. Brochure
 2. Patch
 3. Logo
 4. Uniform
- G. WhiteHawk Worldwide Corp.
1. Uniform
 2. Patch
 3. Badge

Mr. Woods, with a second by Mr. Irwin, made a motion to approve V.A-G, inclusive, as presented for approval. The motion was carried.

VI. Instructors

- A. Issues
1. Howard Giles

Ms. Anderson refreshed the Board that Mr. Giles was presented at the last Board meeting for handgun instructor approval and it was requested for more information on the IALEFI be obtained. This request was made to Mr. Giles however nothing was received. Ms. Anderson found very little information on the website. Lt. Reinbold gave more information on this subject matter.

After discussion, Mr. Woods, with a second by Mrs. Taylor, made a motion to approve the IALEFI as an acceptable entity for law enforcement handgun instructor. Further questions and discussion regarding this matter brought about the withdrawal of the motion by Mr. Woods. Motion withdrawn.

Mr. Rainford, with a second by Mr. Irwin, made a motion to deny the instructor request with the right for Mr. Giles to appear before this Board. The motion was carried.

V. Old Business

A. Professional Licensing

1. Rule 2.0 – Use of Rifle and Shotgun

Ms. Anderson presented Rule 2.0 – Use of Rifle and Shotgun for final publication to repeal the rule. There were no comments from the public during the open comment period.

Mr. Woods, with a second by Mr. Irwin, made a motion to approve the repeal of Rule 2.0 – Use of Rifle and Shotgun for final publication. The motion was carried. This will be final on June 10, 2017.

2. SB 55

Ms. Anderson handed out SB 55 which is the complete re-write of the current law for this industry. It has been assigned to Senate Sunset Committee which meets on Wednesday, May 10, 2017. An agenda has not been posted yet. Ms. Anderson will keep the Board apprised of the progression of this bill as it moves through the Legislature.

Lt. Reinbold added that since this bill has a Board, it has the support of the industry.

DAG Mims reminded the Board that this is the combination of the two bills that were in legislation in the last General Assembly. If, for some reason this bill does not pass this session, it will be carried over to the next session as we are in the first part of the two year General Assembly.

3. Firearms Audit

Lt. Reinbold spoke about the on-going firearms audit in the Section. The audit from 2016 has brought about the permanent revocation of approximately 63 security guard firearms identification cards for failure to comply with Rule 1.0.

The audit for 2017 should be completed by July and an update will be brought before the Board at the July meeting.

4. DTCC Academic Integrity Policy

Ms. Anderson handed out the determination from the DTCC Legal Department stating that they would not create a second policy for the security guards taking the test at DTCC in the Corporate/Community side. This is for informational purposes only.

B. Board Members

The Board members did not have any old business at this time.

C. Lieutenant Colonel

Lt. Colonel Hudson did not have any old business at this time.

VIII. New Business

A. Professional Licensing

1. Rule 6.0 – Criminal Offenses

Lt. Reinbold spoke regarding other arrests than those listed in Rule 6.0, specifically resisting arrest and offensive touching of law enforcement, EMT's, and other personnel of such nature, even to possibly include security guards. He is asking the Board to allow the Section to review the circumstances, on a case by case basis, surrounding these arrests with the possibility of them being a disqualifier. The Board will, of course, have the final decision on these matters.

After discussion, Mr. Rainford, with a second by Mrs. Taylor made a motion to approve this request as an office policy. Recommendation by Lt. Colonel Hudson that a good, written policy be created and reviewed by DAG Mims be put into place first. The motion was carried.

Ms. Jansen arrived @ 1018

2. Instructor Approvals

Lt. Reinbold asked the Board to think about taking Professional Licensing and the Board out of approving the instructors for everything except Firearms.

This issue will be discussed at all three Boards as the rules have the exact same wording throughout all industries.

After discussion, it was determined that the rule amendments should be brought before the Board at the July meeting.

B. Board Members

The Board members did not have any new business at this time.

C. Lieutenant Colonel

Lt. Col. Hudson commented that he is seeing less and less of the seven year rule hearings. Hopefully we are through with them.

IX. Public Comment (At the discretion of the Board Chair)

There was not public in attendance.

X. Adjournment

A. Next Hearing/Meeting

1. Tuesday, July 25, 2017 @ 09:30am

Mr. Woods, with a second by Mr. Irwin, made a motion to adjourn the meeting at 1026 hours.
The motion was carried.